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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/634,599	08/05/2003	George M. Gordon	3342	6503
27727	7590	02/09/2004	EXAMINER	
PEDERSEN & COMPANY, PLLC			CONLEY, FREDRICK C	
P.O. BOX 2666			ART UNIT	PAPER NUMBER
BOISE, ID 83701			3673	

DATE MAILED: 02/09/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary	Application No.	Applicant(s)	
	10/634,599	GORDON ET AL.	
	Examiner	Art Unit	
	Fredrick C Conley	3673	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133).
- Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) Responsive to communication(s) filed on 05 August 2003.
- 2a) This action is FINAL. 2b) This action is non-final.
- 3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) Claim(s) 1-14 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) Claim(s) _____ is/are allowed.
- 6) Claim(s) 1-14 is/are rejected.
- 7) Claim(s) _____ is/are objected to.
- 8) Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) The specification is objected to by the Examiner.
- 10) The drawing(s) filed on _____ is/are: a) accepted or b) objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. §§ 119 and 120

- 12) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
a) All b) Some * c) None of:
1. Certified copies of the priority documents have been received.
2. Certified copies of the priority documents have been received in Application No. _____.
3. Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

- 13) Acknowledgment is made of a claim for domestic priority under 35 U.S.C. § 119(e) (to a provisional application) since a specific reference was included in the first sentence of the specification or in an Application Data Sheet. 37 CFR 1.78.
a) The translation of the foreign language provisional application has been received.
- 14) Acknowledgment is made of a claim for domestic priority under 35 U.S.C. §§ 120 and/or 121 since a specific reference was included in the first sentence of the specification or in an Application Data Sheet. 37 CFR 1.78.

Attachment(s)

- | | |
|---|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413) Paper No(s). _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO-1449) Paper No(s) <u>08/05/04</u> . | 6) <input type="checkbox"/> Other: _____ |

Claim Rejections - 35 USC § 102

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

Claims 1-2, 5-6, and 8-13 are rejected under 35 U.S.C. 102(b) as being anticipated by U.S. Pat. No. 5,099,530 to Scott.

In reference to claim 1, Scott discloses a sleeping pad comprising:

a mat (M) with a top end and a bottom end;
a pillow 11 on said mat at or near the top end of said mat;
a storage pouch 15 at or near said bottom end of said mat; and
a blanket 18 attached to said mat on or near said storage pouch.

Regarding claim 2, wherein the storage pouch 15 is integral with the mat.

Regarding claim 4, wherein said blanket is detachable from and re-attachable to said mat (col. 4 lines 47-56).

Regarding claim 5, wherein said blanket is attached and detached with a hook and loop connection system (col. 4 lines 54-56).

Regarding claim 6, wherein said blanket comprises an end portion having a fastener and the storage pouch comprises an interior surface having a cooperating fastener, and wherein the blanket extends into the storage pouch to contact the interior surface of the pouch so that the blanket fastener connects to the pouch fastener.

Regarding claim 8, wherein the pillow 11 is internal with the mat.

Regarding claim 9, with a handle 21 positioned on the outside of said storage pouch.

Regarding claim 10, wherein said storage pouch comprises:
a pocket at said bottom end of said mat;
said pocket being generally equal in width to said mat and extending upward from said bottom end of said mat 1/4 of the way to the top end of the mat (fig. 1).

Regarding claim 11, wherein the blanket is generally rectangular and has a bottom edge, a top edge, sides edges, and two top corners and two bottom corners, and wherein said blanket is attached to the sleeping pad only at said bottom edge and said two bottom corners (fig. 1).

Regarding claim 12, wherein the blanket is removably attached to the mat at said bottom edge and two bottom corners (col. 4 lines 47-56).

Regarding claim 13, wherein the pillow is integral with the mat, the pillow is rectangular and the pouch is rectangular.

Claim Rejections - 35 USC § 103

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

Claims 3, 7, and 14 are rejected under 35 U.S.C. 103(a) as being unpatentable over U.S. Pat. No. 5,099,530 to Scott in view of U.S. Pat. No. 6,647,570 to Ong.

With respect to claim 3, Scott discloses all of the Applicant's claimed limitations except for the storage pouch comprises a lower half that is a portion of the mat and an upper half that is a flap extending over the mat and secured at a plurality of its edges to the mat. Ong discloses a bedding article having a storage pouch that comprises a lower half that is a portion of the mat and an upper half that is a flap (14,16) extending over the mat and secured at a plurality of its edges to the mat. It would have been obvious to one having ordinary skill in the art at the time of the invention to employ a storage pouch as taught by Ong with the mat of Scott in order to selectively enclose the entire bedding article within the pouch.

Regarding claim 7, wherein the mat top end rolls into the storage pouch and the sleeping pad further comprises a hook and loop connector system 68 for closing the storage pouch with the mat substantially contained within the storage pouch (Ong).

Regarding claim 14, wherein said pillow and mat roll up into the pouch to form a rectangular storage package, wherein the thickness of said pillow and the mat region with which the pillow is integral is smaller than the length and smaller than the width of

said pillow, so that, when the mat and pillow are rolled up lengthwise into the pouch, the resulting rectangular storage package is thinner than it is wide and thinner than it is long (Ong).

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Fredrick C Conley whose telephone number is 308-7468. The examiner can normally be reached on m-th m-fri.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Heather Shackelford can be reached on 308-2978. The fax phone number for the organization where this application or proceeding is assigned is 305-7687.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is 308-2168.

FC



TERI PHAM LUU
PRIMARY EXAMINER